

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
MEMPHIS DIVISION

SPEC'S FAMILY PARTNERS, LIMITED,

Plaintiff,

v.

FIRST DATA MERCHANT SERVICES
LLC,

Defendant.

Civil Action No. 2:14-cv-02995

DEFENDANT FIRST DATA MERCHANT SERVICES LLC'S NOTICE OF APPEAL

Notice is hereby given that Defendant First Data Merchant Services LLC ("FDMS") hereby appeals to the United States Court of Appeals for the Sixth Circuit from this Court's Order Granting Plaintiff's Motion for Summary Judgment and Denying Defendant's Motion for Summary Judgment (ECF No. 147) and all other orders or rulings subsumed therein, including but not limited to the Order Denying Defendant's Motion to Dismiss and Order Denying Plaintiff's Motion for Judgment on the Pleadings (ECF No. 64). FDMS reserves the right to appeal subsequent rulings or orders that are subsumed in the final judgment.

[Signature page follows]

Respectfully submitted this 1st day of August, 2017.

s/ John W. Peterson

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above document was served via the Court's electronic filing system, this 1st day of August, 2017, upon the following:

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